

REMARKS

In the Final Office Action, the Examiner rejected claims 27-32 and 37 under 35 U.S.C. §101 as non-statutory subject matter and rejected claims 20-38 under 35 U.S.C. §102(a) as anticipated by Andrew J. Mahwah, An Implementation of Secure Web Client Using SPKI/SDSI Certificates, Massachusetts Institute of Technology ("Mahwah").

Claims 20-37 are currently pending.

By this amendment, Applicants cancels claim 38 and amends claims 20, 27, 33, 36, and 37 to more clearly define the features of those claims. The specification supports the amendments (see, e.g., pages 17, 18, 24, and 26).

In the previous Office Action filed December 17, 2007, Applicants amended the specification to remove the description related to "signal." Applicants submit that such a deletion was intended to make clear that claims 27-32 and 37 are not directed to non-statutory subject matter, such as a signal. As such, the rejection of claims 27-32 and 37 under 35 U.S.C. §101 should be withdrawn.

The Examiner rejected claims 20-38 under 35 U.S.C. §102(a) as anticipated by Mahwah. Applicants respectfully traverse this rejection.

Claim 20 recites a combination including, among other things, "upon unloading at the browser the predetermined close instruction received from the server computer, sending a second request from the client computer to the server computer to indicate initiation of the predetermined close instruction by the browser, the second request carrying the identifier and indicating to de-allocate the resource at the server computer, the predetermined close instruction, when received, preventing the browser from using content in a cache at the client computer, such that the browser uses content from the server computer, the predetermined close instruction including a time-out period representative of an idle time associated with a lack

of content page requests from the client computer to the server computer, the server computer de-allocating the resource when the idle time reaches the time-out period, wherein upon unloading includes at least one of a closing of the browser and a navigating away to another page presented at the browser.”

In contrast to claim 20, nowhere does Mahwah disclose a “predetermined close instruction” as noted above with respect to claim 20. Indeed, the Examiner seems to acknowledge this by stating that Mahwah’s “window.close” occurs at the browser. Final Office Action, page 2. To cure that shortcoming in Mahwah, the Examiner alleges that the “interaction with the plug-in occurs with the server which cause the window to close” and that the Mahwah server controls the plug-in. Final Office Action, page 2. However, that is not what Mahwah discloses.¹ Instead, Mahwah specifically states that the “plug-in checks” and “plug-in instant calls” without any need for server controller. Mahwah, page 53. Indeed, the exemplary code for the plug-in is Java, which operates without the server control alleged (and unsubstantiated) by the Examiner. Mahwah, page 53.

Moreover, the Examiner cannot dispute that Mahwah lacks the features of the close instruction, much less that “the predetermined close instruction [is] received from the server computer, sending a second request from the client computer to the server computer to indicate initiation of the predetermined close instruction by the browser, the second request carrying the identifier and indicating to de-allocate the resource at the server computer.” In addition, “predetermined close instruction, as recited in amended claim 20, includes the following features wholly absent in Mahwah: “preventing the browser from using content in a cache at the client computer, such that the browser uses content from the server computer, the

¹ If the Examiner is taking Official Notice on page 2, Applicants request an affidavit or other documentary evidence as require by the MPEP.

predetermined close instruction including a time-out period representative of an idle time associated with a lack of content page requests from the client computer to the server computer." Nor does Mahwah disclose that the "predetermined close instruction [is] representative of a start of a communication session between the client computer and the server computer."

In view of the foregoing, Mahwah fails to disclose or suggest at least the following feature of claim 20: "upon unloading at the browser the predetermined close instruction received from the server computer, sending a second request from the client computer to the server computer to indicate initiation of the predetermined close instruction by the browser, the second request carrying the identifier and indicating to de-allocate the resource at the server computer, the predetermined close instruction, when received, preventing the browser from using content in a cache at the client computer, such that the browser uses content from the server computer, the predetermined close instruction including a time-out period representative of an idle time associated with a lack of content page requests from the client computer to the server computer, the server computer de-allocating the resource when the idle time reaches the time-out period, wherein upon unloading includes at least one of a closing of the browser and a navigating away to another page presented at the browser."

Therefore, claim 20 and claims 21-26, at least by reason of their dependency from independent claim 20, are not anticipated by Mahwah, and the rejection of claims 20-26 under 35 U.S.C. § 102(a) should be withdrawn for this additional reason.

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Independent claims 27, 33, and 36-37, although of different scope, include features similar to those noted above for claim 20. For at least the reasons given with respect to claim 20, claims 27, 33, and 36-37 are not anticipated by Mahwah, and the rejection under 35 U.S.C. §102(a) of claims 27, 33, and 36-37 as well as claims 28-32 and 34-35, at least by reason of their dependency from independent claims 27 and 33, should be withdrawn.

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CONCLUSION

Applicants respectfully request that this Amendment under 37 C.F.R. § 1.116 be entered by the Examiner. Applicants submit that the proposed amendments do not raise new issues or necessitate the undertaking of any additional search of the art by the Examiner, since all of the elements and their relationships claimed were either earlier claimed or inherent in the claims as examined. Therefore, this Amendment should allow for immediate action by the Examiner.

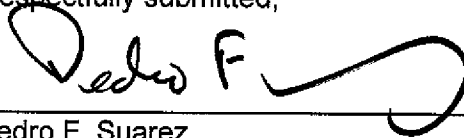
Finally, Applicants submit that the entry of the amendment would place the application in better form for appeal, should the Examiner continue to dispute the patentability of the pending claims.

It is believed that all of the pending claims have been addressed in this paper. However, failure to address a specific rejection, issue or comment, does not signify agreement with or concession of that rejection, issue or comment. In addition, because the arguments made above are not intended to be exhaustive, there may be reasons for patentability of any or all pending claims (or other claims) that have not been expressed. Finally, nothing in this paper should be construed as an intent to concede any issue with regard to any claim, except as specifically stated in this paper, and the amendment of any claim does not necessarily signify concession of unpatentability of the claim prior to its amendment.

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On the basis of the foregoing amendments, Applicants respectfully submit that the pending claims are in condition for allowance. If there are any questions regarding these amendments and remarks, the Examiner is encouraged to contact the undersigned at the telephone number provided below. No fee is believed to be due, however, the Commissioner is hereby authorized to charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 34874-040NATL/2000P00016WOUS01.

Respectfully submitted,



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